

JAN 17 2013

A BILL FOR AN ACT

RELATING TO INTOXICATING LIQUORS IN PUBLIC HOUSING.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. Section 281-78, Hawaii Revised Statutes, is
2 amended by amending subsection (a) to read as follows:

3 "(a) No person shall ~~[consume any liquor on any]~~:

4 (1) ~~[Public]~~ Consume any liquor on any public highway,
5 except as permitted in section 291-3.4;

6 (2) ~~[Public]~~ Consume any liquor on any public sidewalk,
7 including any sidewalk within a public housing project
8 ~~[as defined in section 356D-1 or 356D-91];~~

9 (3) ~~[Common]~~ Consume any liquor on any common area of a
10 public housing project ~~[as defined in section 356D-1~~
11 ~~or 356D-91. For purposes of this paragraph, "common~~
12 ~~area" means roofs, halls, corridors, lobbies, stairs,~~
13 ~~stairways, fire escapes, entrances and [exits] of the~~
14 ~~building or buildings, basements, yards, gardens,~~
15 ~~recreational facilities, parking areas, storage~~
16 ~~spaces, and other parts of the project normally in~~
17 ~~common use or other areas designated by the Hawaii~~
18 ~~public housing authority.]; or~~



(4) Possess or keep, while on any sidewalk or common area within a public housing project, any bottle, can, or other receptacle containing any intoxicating liquor which has been opened, has a broken seal, or the contents of which have been partially removed.

For purposes of this subsection:

"Common area" means roofs, halls, corridors, lobbies, stairs, stairways, fire escapes, entrances and exits of the building or buildings, basements, yards, gardens, recreational facilities, parking areas, storage spaces, and other parts of the project normally in common use or other areas designated by the Hawaii public housing authority.

"Public housing project" means a public housing project as defined in section 356D-1 or 356D-91 or a state low-income housing project as defined in section 356D-51."

SECTION 2. Statutory material to be repealed is bracketed and stricken. New statutory material is underscored.

SECTION 3. This Act shall take effect upon its approval.

INTRODUCED BY:

Shiranne Chun O'Neil

[Signature]



S.B. NO. 88

Miller

Ram R. Lee

Hanna Thiel



S.B. NO. 88

Report Title:

Liquor Prohibitions; Public Housing

Description:

Prohibits possessing or keeping, while on any sidewalk or common area within a public housing project, any bottle, can, or other receptacle containing any intoxicating liquor which has been opened, has a broken seal, or the contents of which have been partially removed. Adds "state low-income housing project" to definition of public housing project for purposes of liquor control.

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